

INTELLECTUAL PROPERTY APPELLATE BOARD

Guna Complex, Annexe-I, 2nd floor, 443, Anna Salai, Teynampet,
Chennai 600 018

(Circuit Bench at Kolkata)

M.P.Nos.71/05 and 73/2007

In

OA/54/05/TM/kol

TUESDAY, THIS THE 22ND DAY OF JANUARY, 2008

HON'BLE SHRI JUSTICE M.H.S.ANSARI ... CHAIRMAN

HON'BLE SHRI SYED OBAIDUR RAHAMAN ... TECHNICAL MEMBER

M/s Sona Spices Pvt. Ltd
746, Industrial Area,
Phase-II,
Chandigarh

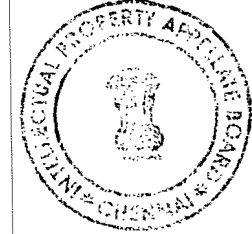
Petitioner/Appellant

(By Advocate Shri S.K.Bansal)

Vs.

1.Gopal Prasad trading as
M/s Rekha Sweets,
82, Fatheganj,
Gaya, Bihar.

2. The Registrar of Trade Marks
Trade Mark Registry,
CP-II, Baudhik Sampada Bhavan,
(I.P.Bhavan, 5th Floor),
Sector-V, Salt Lake,
Kolkata – 700 001.



Respondents

(By Advocate None represented)

ORDER No. 2/08

Hon'ble Mr.Justice M.H.S.ANSARI, CHAIRMAN:

It appears from the record that the notice sent to respondent No.1 on 27.12.2007 has been served. None has appeared on behalf of the contesting respondent.

2. Having heard Shri S.K.Bansal learned counsel for the petitioner/ appellants, we direct that the certificate of registration pursuant to the order impugned in the appeal shall not be issued until further orders or till the disposal of the appeal, whichever is earlier. Accordingly M.P.No.71/05 is allowed.

3. M.P.No.73/05 filed for substituted service is rendered infructuous in view of the service effected upon respondent No.1.



Sd/-
(SYED OBAIDUR RAHAMAN)
TECHNICAL MEMBER

Sd/-
(JUSTICE M.H.S.ANSARI)
CHAIRMAN

CERTIFIED / TRUE COPY

Vvrk

Deputy Registrar
Intellectual Property Appellate Board
Chennai - 18